

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI

REGINALD BYRON CLEMONS #990102)
(full name) (Register No.))
STEVEN STAFFORD #365963)
WENDELL HARRIS #1272204)

Plaintiff(s).

Case No.

(Jury Trial Demanded)

v.

MICHELLE BASHAM
(Full name)

CARL HART

MIKE MILLER

Defendant(s).

Defendants are sued in their (check one):

☒ Individual Capacity

☒ Official Capacity

☒ Both

COMPLAINT UNDER THE CIVIL RIGHTS ACT OF 42 U.S.C. § 1983

I. Place of present confinement of plaintiff(s): Jefferson City Correctional Center, 8200
No More Victims Road, Jefferson City, Missouri 65102

II. Parties to this civil action:
Please give your commitment name and any another name(s) you have used while incarcerated.

A. Plaintiff REGINALD BYRON CLEMONS Register No. 990102
Address Jefferson City Correctional Center, 8200 No More Victims
Road, Jefferson City, Missouri 65102

B. Defendant MICHELLE BASHAM, Being sued in both her
individual and official capacity
Is employed as Lieutenant and was the shift commander on February
28, 2021 the night of the initial incident at issue.

For additional plaintiffs or defendants, provide above information in same format on a separate page.

III. Do your claims involve medical treatment? Yes ☒ No ☐

IV. Do you request a jury trial? Yes ☒ No ☐

V. Do you request money damages? Yes ☒ No ☐

State the amount claimed? \$10,000.00 / 1 Million (actual/punitive)

VI. Are the wrongs alleged in your complaint continuing to occur? Yes ☒ No ☐

VII. Grievance procedures:

A. Does your institution have an administrative or grievance procedure?

Yes ☒ No ☐

B. Have the claims in this case been presented through an administrative or grievance procedure within the institution?

Yes ☒ No ☐

C. If a grievance was filed, state the date your claims were presented, how they were presented, and the result of that procedure. (Attach a copy of the final result.)

On March 15, 2021, I initiated a grievance, Mo. Dept. of Corr. has refused to
timely process to exhaustion within 120 days. On November 8, 2021 I complained
about denial of access to grievance procedure, (Complaints Attached Herewith)

D. If you have not filed a grievance, state the reasons.

I have initiated a grievance, but as a part of the administrative
retaliation they have transferred me and been trying to delay and
deter me from exhausting this complaint. (Complaint No. ERDCC21-1742)

VIII. Previous civil actions:

A. Have you begun other cases in state or federal courts dealing with the same facts involved in this case?

Yes ☐ No ☒

B. Have you begun other cases in state or federal courts relating to the conditions of or treatment while incarcerated?

Yes ☐ No ☒

C. If your answer is "Yes," to either of the above questions, provide the following information for each case.

(1) Style: N/A
(Plaintiff) (Defendant)

(2) Date filed: N/A

- (3) Court where filed: N/A
- (4) Case Number and citation: N/A
- (5) Basic claim made: N/A
- (6) Date of disposition: N/A
- (7) Disposition: N/A
(Pending) (on appeal) (resolved)
- (8) If resolved, state whether for: N/A
(Plaintiff or Defendant)

For additional cases, provide the above information in the same format on a separate page.

IX. Statement of claim:

- A. State here as briefly as possible the facts of your claim. Describe how each named defendant is involved. Include the names of other persons involved, dates and places. Describe specifically the injuries incurred. Do not give legal arguments or cite cases or statutes. You may do that in Item "B" below. If you allege related claims, number and set forth each claim in a separate paragraph. Use as much space as you need to state the facts. Attach extra sheets, if necessary. Unrelated separate claims should be raised in a separate civil action.

Corrections' Officer Michelle Basham and Carl Hart actions Violated the Const. First Amendment Right to freely practice our religion and Eighth Amendment Right against cruel and unusual punishment. When named defendants attacked me and those praying with me for praying while we were praying, by using chemical force and mechanical restraints, for none security reasons. While in the middle of conducting a five minute prayer called salat, I was threatened and placed in fear of serious physical harm, sprayed with OC pepper spray, placed in restraints, walked sackfooted thru mud, placed in a strip cell for 16 hours without shower or medical treatment. (See Attach Complaint No. ERDCC21-801: 56 Pages)

- B. State briefly your legal theory or cite appropriate authority:

I have a FIRST Amend right to Freely Practice my religion under the Institutionalized Persons Religious Land Use Act, the penological interest or security concerns do not override individual's right to pray, as prayer is never a security concern/threat requiring the use of chemical force and mechanical restraint. Defendants are in violation of criminal and civil rights laws under State, Federal and International Law, against Hate Crimes, Religious Persecution and assault. Defendants retaliation is intended to hinder and cool legal action.

X. Relief: State briefly exactly what you want the court to do for you. Make no legal arguments.
Injunctive Relief that Muslims have a First Amendment right to pray;
Corrections Officers have to wear body cameras, Order disclosure of all the
video footage of incident at issue, Order appointment of counsel and damages

XI. Counsel:

A. If someone other than a lawyer is assisting you in preparing this case, state the person's name. There is no one helping me litigate other than the Most High

B. Have you made any effort to contact a private lawyer to determine if he or she would represent you in this civil action?
Yes ☒ No ☐

If your answer is "Yes," state the names(s) and address(es) of each lawyer contacted.
Nimrod Chapel (816) 309-5009, P.O. Box 1963, Jefferson City Missouri
65102. He said he was ready and willing to represent this complaint
but I have not heard from him. ~~on January 19, 2021, I contacted him and he said he was~~

C. Have you previously had a lawyer representing you in a civil action in this court?
Yes ☐ No ☒

If your answer is "Yes," state the name and address of the lawyer.

N/A

I declare under penalty of perjury that the foregoing is true and correct.

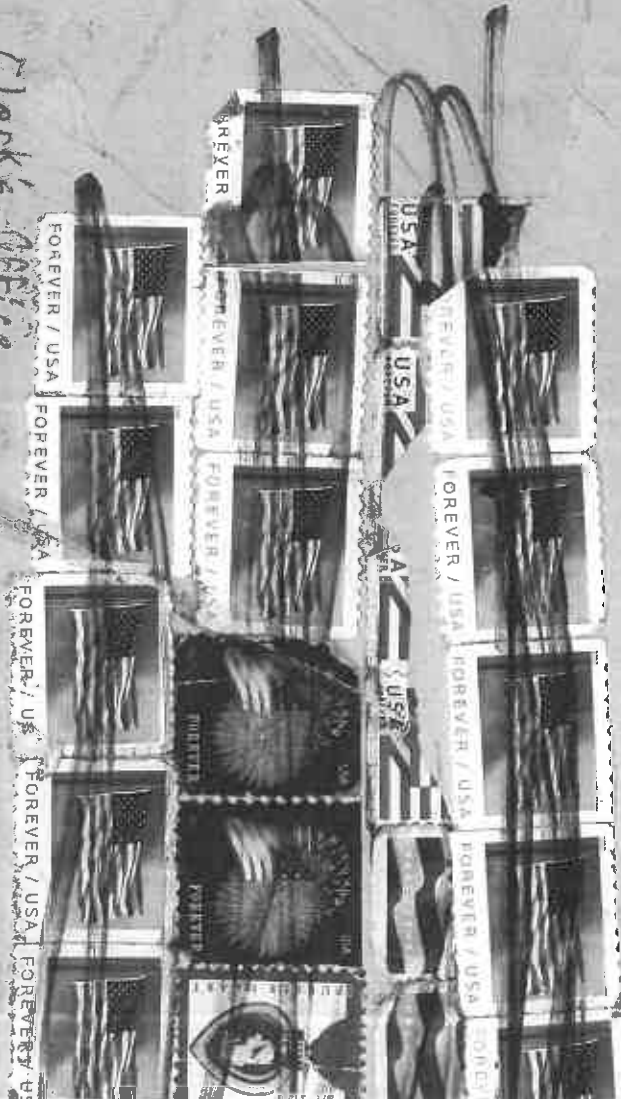
Executed (signed) this 3rd day of January 2021.


Signature(s) of Plaintiff(s)

Reginald Clemens 99010x
 Jefferson City Correctional
 8200 N. More Victims Road
 Jefferson City, Missouri 65102

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 United States District Court
 Western District of Missouri
 1510 Whittaker Courthouse
 400 E. Ninth Street
 Kansas City, MO 64106



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